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13 HealthCare Conglomerate Associates, LLC

14 SUPERIOR COURT OF THE STATE OF CALIFORNIA

15 IN AND FOR THE COUNTY OF TULARE, VISALIA DIVISION

16 In re SEARCH WARRANT NO. 013487
17 EXECUTED AUGUST 22, 2017 AT
18 JPMORGAN CHASE BANK

18 YORAI BENZEEVI,

19 Moving Party,

20 v.

21 SUPERIOR COURT OF THE COUNTY
22 OF TULARE

23 Respondent,

24 TULARE COUNTY DISTRICT
25 ATTORNEY'S OFFICE,

26 Real Party in Interest.

RECEIVED
TULARE COUNTY SUPERIOR COURT
ADMINISTRATION

OCT 03 2018

STEPHANIE CAMERON, CLERK

BY: LA

Case No.

**NOTICE OF MOTION AND MOTION TO
SEAL REPLY OF DR. YORAI BENZEEVI
IN SUPPORT OF MOTION FOR RETURN
OF SEIZED PROPERTY AND RELATED
EVIDENTIARY HEARING**

[Filed concurrently with Proposed Order]

Date: October 5, 2018
Time: 2:00 p.m.
Dept.: 13
Judge: Hon. John P. Bianco

NOTICE OF MOTION AND MOTION TO SEAL REPLY OF DR. YORAI BENZEEVI IN SUPPORT OF
MOTION FOR RETURN OF SEIZED PROPERTY AND RELATED EVIDENTIARY HEARING

Case No.

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1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 Pursuant to and in accordance with Rules 2.550 and 2.551 of the California Rules of Court
3 and the California Rules of Civil Procedure, Moving Party Dr. Yorai Benzeevi files this motion to
4 seal and for a protective order for portions of Dr. Benzeevi's Reply in support of his Motion for
5 Return of Seized Property and Related Evidentiary Hearing. Portions of this document reference
6 highly confidential financial information. In particular, they reference Dr. Benzeevi's personal
7 financial bank balances and assets. Accordingly, Dr. Benzeevi motion to seal and for a protective
8 order should be granted.

9 Dr. Benzeevi relies upon and incorporates the argument and declaration of Bevan A.
10 Dowd submitted in support of his Notice of Motion and Motion to Seal and for a Protective Order
11 Portions of Dr. Yorai Benzeevi's Memorandum in Support of His Motion for Return of Seized
12 Property and Related Evidentiary Hearing. *See* Dr. Benzeevi Motion to Seal and for a Protective
13 Order 9/20/18. Namely, Dr. Benzeevi has established the requirements for sealing and a
14 protective order that are laid out by California statute. *See* Cal. Rules of Court, Rule 2.550(d)
15 (sealing); Cal. Civ. P. §§ 2025.420(b), 2030.090(b), 2031.060(b), 2033.080(b) (protective order).¹

16 Thus, Dr. Benzeevi respectfully requests that the Court order portions of his Reply in
17 support of his Motion for Return of Seized Property and Related Evidentiary to be sealed and
18 subject to a protective order because this document airs details of Dr. Benzeevi's personal
19 finances..

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21 Dated: October 3, 2018

Respectfully submitted,

KEKER, VAN NEST & PETERS LLP

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23 By:


ELLIOT R. PETERS

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25 Attorneys for Dr. Yorai Benzeevi and
26 HealthCare Conglomerate Associates,
27 LLC

28 ¹ This motion for a protective order is not exclusive to another protective order that the parties
may submit at a later date.